

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

NETCHOICE, LLC,)	
)	
<i>Plaintiff,</i>)	Case No. 2:24-cv-00047
)	
v.)	Judge Algenon L. Marbley
)	
DAVE YOST, in his official capacity)	Magistrate Judge Elizabeth Preston Deavers
as Ohio Attorney General,)	
)	
<i>Defendant.</i>)	

**PLAINTIFF NETCHOICE’S UNOPPOSED MOTION TO
EXTEND TIME TO REQUEST ATTORNEY’S FEES AND COSTS**

Plaintiff NetChoice respectfully moves the Court to indefinitely extend NetChoice’s deadline to move for attorney’s fees and seek taxation of costs under Federal Rule of Civil Procedure 54 and Southern District of Ohio Civil Rules 54.1 and 54.2 until after the Sixth Circuit’s appellate mandate issues. NetChoice’s counsel conferred with Defendant’s counsel, and Defendant does not oppose the relief requested in this Motion.

On April 16, 2025, the Court granted NetChoice’s motion for summary judgment, denied Defendant’s cross-motion for summary judgment, and entered judgement for NetChoice. ECF Nos. 56-57. The entry of judgment triggered the 45-day period – expiring June 2, 2025 – for NetChoice to move for an award of attorney’s fees and to request taxation of costs. S.D. Ohio Civ. R. 54.1, 54.2. On May 12, 2025, Defendant appealed this Court’s judgment. ECF No. 59.

Because Defendant has appealed, it would serve both party and judicial economy to extend NetChoice’s deadlines to seek attorney’s fees and costs until after final resolution of the appeal. Within two weeks of the Sixth Circuit’s appellate mandate issuing, NetChoice will file a status update with the Court.

Accordingly, NetChoice respectfully requests that this Court indefinitely extend NetChoice's deadline to request attorney's fees and costs, pending the Sixth Circuit's decision and appellate mandate.

Dated: May 14, 2025

Respectfully submitted,

/s/ Matthew H. Rice

Matthew H. Rice (97290)

Trial Attorney

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CERTIFICATE OF SERVICE

I, Matthew H. Rice, an attorney, certify that on May 14, 2025, I caused Plaintiff NetChoice's Unopposed Motion to Extend Time to Request Attorney's Fees and Costs to be filed with the Court's CM/ECF system and thereby served upon the following registered users of that system:

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